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Attorney Docket No. 69273-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: E. FARBER

Application No. 09/991,117

Filed: November 13, 2001

For: ALLANTOIN-CONTAINING SKIN
CREAM

Examiner: S. Sharareh

Art Unit: 1617

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

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RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Sir:

In response to the Office Action mailed March 26, 2003, Applicant makes a provisional election of species with traverse and requests reconsideration of the application in view of the following remarks.

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REMARKS

Claims 1-105 are pending in the above-captioned application. The Office Action asserts that this application contains at least ten patentably distinct species directed to various compositions comprising a mutually exclusive emulsifying system. The Office Action requires a provisional election, under 35 U.S.C. § 121, of one of the following species:

- (a) Anionic or nonionic emulsifiers (claims 1-5, 35-41);
- (b) Acidic anionic polymers and polyethylene glycol esters of stearic acid (claims 6-16);
- (c) Acidic anionic polymers and anionic emulsifiers (claims 17-23);
- (d) Acidic anionic polymers (claims 24-34);
- (e) Cetyl alcohol and stearic acid (claims 42-49);
- (f) Sodium stearoyl lactate and sodium isostearoyl lactylate (claims 50-57);